

Docket No. DEP5083

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Daniels et al Conf. No.:8039
Serial No. : 10/606,304 Art Unit: 3733
Filed : June 25, 2003 Examiner: Mary Hoffman
For : NON-LINEAR REAMER FOR BONE PREPARATION AND
ASSOCIATED METHOD

Commissioner for Patents
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Dear Sir:

Your Petitioner, DePuy Products, Inc., a corporation of the State of Indiana, having a registered office at 700 Orthopaedic Drive, Warsaw, IN 46580, represents that it is the Assignee of the entire right, title and interest in and to the subject matter disclosed in the above-captioned patent application by virtue of an assignment sent on June 25, 2003. DePuy Products, Inc. is the owner of U.S. Patent Application Serial No.11/446,484 filed June 2, 2006. A copy of the assignment was recorded electronically on October 16, 2006. The original assignment was filed with the parent application, U.S. Patent Application Serial No. 10/606,303 on June 25, 2003, a copy of which is attached.

Your Petitioner, DePuy Products, Inc. hereby disclaims, under the provisions of 35 USC 253 and 37 CFR 1.321 and 3.73, the terminal part of any patent granted on application Serial No. 10/606,304 which would extend beyond the expiration date of United States Patent Application No. 11/446,484 and hereby agrees that any patent so granted on application Serial No. 10/606,304 shall be enforceable only for and during such period that the legal title of said patent shall be the same as the legal title to United States Patent Application No. 11/446,484, this agreement to run with any patent granted on application Serial No. 10/606,304 and to be binding upon the grantee, its successors or assigns.

The Terminal Disclaimer fee of \$110.00 and any additional fees which may be owed in connection with the filing of this Terminal Disclaimer can be charged to Johnson & Johnson Deposit Account No. 10-0750/DEP5083/CKT.

Signed at Warsaw, Indiana this 24th day of October, 2006.

Respectfully submitted,

DePuy Products, Inc.

/Cynthia K. Thompson/

Cynthia K. Thompson
Assistant Secretary

ATTEST:

/Stephen J. Manich/

Stephen J. Manich
Assistant Secretary

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Date: October 24, 2006